



PATENT
Customer No. 22,852
New Attorney Docket No. 09812.1542-16000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
H. Lee MARTIN et al.) Group Art Unit: 2614
)
Application No.: 08/887,319) Examiner: Michael LEE
)
Filed: July 2, 1997) Confirmation No.: 9889
)
For: OMNIVIEW CAMERA)
MOTIONLESS CAMERA)
ORIENTATION SYSTEM)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

TERMINAL DISCLAIMER

Assignee, Sony Corporation, duly organized under the laws of Japan and having a place of business at 7-35 Kitashinagawa 6-chome, Shinagawa-ku, Tokyo 141, Japan, represents that it is the assignee of the entire right, title and interest in and to this application, Application No. 08/887,319, filed July 7, 1997 for OMNIVIEW CAMERA MOTIONLESS CAMERA ORIENTATION SYSTEM in the name of H. Lee MARTIN et al., by virtue of a chain of title from the inventors. This application is a continuation of U.S. Application No. 08/386,912, filed February 8, 1995 (now abandoned), which is a continuation of U.S. Application No. 08/339,663, filed November 14, 1994 (now abandoned), which is a continuation of U.S. Application No. 08/189,585, filed January 31, 1994 (now U.S. Patent No. 5,384,588). The chain of title is established as follows.

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1. Assignment from inventor Martin to TeleRobotics International, Inc., recorded in the U.S. Patent and Trademark Office (USPTO) at Reel 006864, Frame 0174. As shown by the attached Articles of Amendment to Charter of TeleRobotics International Inc. (Exhibit A) and of Omniview, Inc. (Exhibit B), the name of the corporation was changed from TeleRobotics International, Inc. to Omiview, Inc. on September 1, 1995, and from Omniview, Inc. to Interactive Pictures Corporation on May 1, 1997. As shown by the attached letter from the Secretary of State of the State of Tennessee (Exhibit C), Interactive Pictures Corporation was incorporated on July 14, 1998.

2. Assignment from inventor Zimmermann to IPIX Corporation, recorded in the USPTO at Reel 009103, Frame 0795.

3. Assignment from IPIX Corporation to Sony Corporation, recorded in the USPTO at Reel 019084, Frame 0034.

Assignee, Sony Corporation, further represents that it is the assignee of the entire right, title and interest in and to U.S. Patent 5,185,667 filed February 9, 1993, for OMNIVIEW MOTIONLESS CAMERA ORIENTATION SYSTEM in the name of Steven D. Zimmermann (the '667 patent), by virtue of a chain of title from the inventors, as follows.

1. Assignment from inventor Zimmermann to TeleRobotics International, Inc., recorded in the USPTO at Reel 005706, Frame 0728.

2. Assignment from TeleRobotics International to IPIX Corporation, recorded in the USPTO at Reel 009396, Frame 0171.

3. Assignment from IPIX Corporation to Sony Corporation, recorded in the USPTO at Reel 019084, Frame 0034.

To obviate a double patenting rejection, assignee hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on this application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any terminal disclaimer, of the '667 patent. Assignee hereby agrees that any patent so granted on this application shall be enforceable only for and during such period that it and the '667 patent are commonly owned. This agreement runs with any patent granted on this application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, assignee does not disclaim the terminal part of any patent granted on this application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of any patent granted on the '667 patent, as presently shortened by any terminal disclaimer, in the event that such patent later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or in part, is terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

In accordance with the fee schedule set forth in 37 C.F.R. § 1.20(d), the required fee of \$130.00 is being filed with this disclaimer.

If a check for the required fee is not filed concurrently herewith or if there are any additional fees due in connection with the filing of this Terminal Disclaimer, please charge the fees to our Deposit Account No. 06-0916. If a fee is required for an

extension of time under 37 C.F.R. § 1.136 not accounted for above, such an extension is requested and the fee should also be charged to Deposit Account No. 06-0916.

The undersigned is an attorney of record.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: January 22, 2009

By: 

James D. Stein
Reg. No. 63,782